

JEFFREY A. MILLER (CSB No.160,602)  
(jmiller@orrick.com)  
ORRICK, HERRINGTON & SUTCLIFFE LLP  
1000 Marsh Road  
Menlo Park, CA 94025  
Telephone: (650) 614-7400  
Facsimile: (650) 614-7401

Attorneys for Plaintiff  
UPEK, INC.

STEVEN LIEBERMAN  
(slieberman@rothwellfigg.com)  
MINAKSI BHATT (CSB No. 151,312)  
(mbhatt@rothwellfigg.com)  
ROTHWELL FIGG ERNST & MANBECK  
1425 K Street, N.W.  
Suite 800  
Washington, DC 20005  
Telephone: (202) 783-6040  
Facsimile: (202) 783-6031

Attorneys for Defendants  
IDEX ASA and  
IDEX AMERICA, INC.

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

UPEK, INC.,

Plaintiff,

v.

IDEX ASA, IDEX AMERICA INC., and  
STIFTELSEN FOR INDUDSTRIELL  
OG TEKNISK FORSKNING VED NTH,

Defendants.

Civil Action No. 3:07-cv-04338-CRB

**STIPULATION AND ~~[PROPOSED]~~  
ORDER FOR DISMISSAL**

WHEREAS on October 24, 2007, the parties reached a settlement to resolve this action.

NOW, THEREFORE, IT IS HEREBY STIPULATED by and between the parties and  
through their respective counsel of record, subject to the Court's approval, that:

1. Each Parties' claims against the other are dismissed with prejudice; and

2. Each party shall bear its own costs and attorneys' fees.

IT IS SO STIPULATED.

Respectfully submitted,

JEFFREY A. MILLER  
ORRICK, HERRINGTON & SUTCLIFFE LLP

Dated: October 29, 2007

/s/  
\_\_\_\_\_  
Attorneys for Plaintiff UPEK, Inc.

STEVEN LIEBERMAN  
MINAKSI BHATT  
ROTHWELL FIGG ERNST & MANBECK

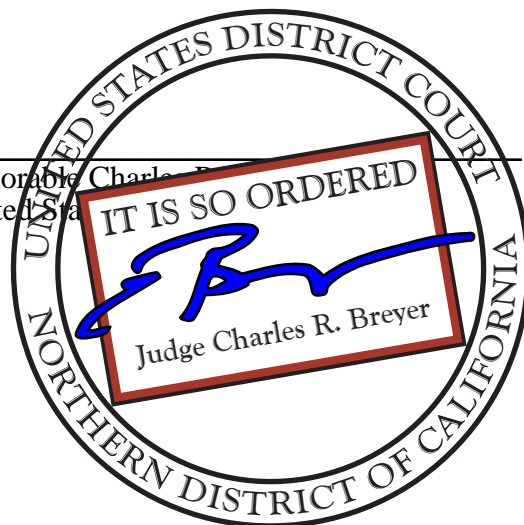
Dated: October 29, 2007

/s/  
\_\_\_\_\_  
Attorneys for Defendants IDEX ASA and IDEX  
AMERICA, INC

IT IS SO ORDERED

Dated: October 30, 2007

Honorable Charles R. Breyer  
United States District Court  
Northern District of California



**ATTESTATION**

I, Jeffrey A. Miller, am the ECF User whose ID and password are being used to file Stipulation to Extend Time to Respond to Complaint. In compliance with General Order 45, X.B., I hereby attest that Minaksi Bhatt has read and approved this stipulation and proposed order. I will maintain an executed copy of this stipulation in our files that can be made available for inspection upon request.

ORRICK, HERRINGTON & SUTCLIFFE LLP

Dated: October 29, 2007

By: s/ Jeffrey A. Miller  
Jeffrey A. Miller  
Attorneys for Plaintiff UPEK, Inc.